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**HONOURABLE SRI JUSTICE B.PRAKASH RAO
AND
HONOURABLE SRI JUSTICE RAMESH RANGANATHAN**
WRIT PETITION NO:12537 of 2006
DATED: 23-06-2006

Between:

Dr.Yeeddla Subrahmanyam

..... PETITIONER

AND

1. The Government of A.P., rep.by its Secretary, Medical and Health
Department, Secretariat, Hyderabad and 4 others

.....RESPONDENTS

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ORDER: (per RR,J)

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Heard both sides and at their request the main writ petition
itself is taken up for disposal.

Questioning the orders of transfer, as being violative of
G.O.Ms.No.71 dated 01-04-2006, the petitioner herein approached
the A.P. Administrative Tribunal and the Tribunal, by order
dated 10-05-2006, dismissed the OA holding that since the

orders of transfer were passed purely on administrative grounds, they were not liable to be interfered with.

Sri G.Vidya Sagar, learned counsel for the petitioner, would point out that subsequent to the impugned order of the Tribunal, the Government issued memo dated 31-05-2006 whereunder the Commissioner, Department of Ayush, was requested to keep the transfer orders, issued on administrative grounds in case of those employees who had put in two years of service and whose transfer was not in accordance with G.O.Ms.No.71 dated 01-04-2006, in abeyance. Subsequently, vide memo dated 13-06-2006, the Government cancelled transfer orders issued in deviation of G.O.Ms.No.71 in respect of certain individuals including that of the 5th respondent. Learned counsel would contend that the petitioner's case could not be considered by the Government in view of the order of the A.P. Administrative Tribunal in the impugned order.

Since it is for the Government, in exigencies of administration, to decide on matters of transfer, it is made clear that the order of the A.P. Administrative Tribunal, in O.A.No.2932 of 2006 dated 10-05-2006, will not preclude the Government or the department concerned, if it so chooses, to take action to cancel the earlier orders of transfer in accordance with law.

In the light of the subsequent proceedings aforementioned, it

is open to the respondents to reconsider the case of the petitioner herein within a period of eight weeks from the date of receipt of a copy of this order without in any manner being influenced by any observations made either in the order of the tribunal in O.A.No.2932 of 2006 dated 10-05-2006, or by this Court in the present writ petition.

The writ petition is accordingly disposed of. However, in the circumstances, without costs.

23rd June, 2006

SKM